IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 22ND OCTOBER 2007 / 30TH ASWINA 1929

Bail Appl..No. 6323 of 2007()

CRIME NO.525/07 OF KOCHI CUSBA POLICE STATION, PALLURUTHY.

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PETITIONERS/ACCUSED 1, 2 AND 4

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1. MANAFF, AGED 29 YEARS, S/O. MAJEED,
   KARINGAMTHURUTH HOUSE, PANDIYALATHU PARAMBU,
   C.K.SREEDHARAN ROAD, PALLURUTHY VILLAGE.

2. NAWAB, AGED 30 YEARS, S/O. HANEEFA,
   PUTHIYA VEETTIL, WEST OF GOVT. HOSPITAL,
   KACHERIPADY, PALLURUTHY VILLAGE.

3. HARIS, AGED 30 YEARS, S/O. ISMAIL,
   KALATHILPARAMBIL HOUSE, NEAR GOVT. HOSPITAL,
   V.P.SASI ROAD, PALLURUTHY VILLAGE.

BY ADV. SRI.TOM JOSE

RESPONDENTS: COMPLAINANT AND STATE

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1. THE SUB INSPECTOR OF POLICE,
   KOCHI CUSBA POLICE STATION, PALLURUTHY.

2. THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. No. 6323 OF 2007

Dated this the 22nd day of October, 2007

ORDER

Application for regular bail. The petitioners are accused 1, 2 and 4. They face allegations for offences punishable, inter alia, under Sec.302 read with Sec.149 of the IPC. The alleged incident took place on 6/8/07. The petitioners were arrested and they remain in custody along with the co-accused from 7/8/07.

2. I have adverted to the facts in detail while considering the application for regular bail of the co-accused i.e., accused 3 and 5. It is not necessary, in these circumstances, to advert to the facts in any greater detail in this order. This order must be read in continuation of the said order dated 17/10/07 in B.A. No.6301/07. I find no reason whatsoever to take a different view and grant regular bail to the petitioners i.e., accused 1, 2

and 4.

3. In the result, this bail application is dismissed. I may hasten to observe that the petitioners shall be at liberty to move this Court or the courts below again for bail at a later stage of the investigation – not, at any rate, prior to 31/10/07. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

Sd/-
(R. BASANT, JUDGE)

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P.S. to Judge